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October 9, 2009

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VIA EMAIL TRANSMISSION

Honorable Paul A. Crotty
United States District Court
Southern District of New York
500 Pearl Street, Chambers 735
New York, NY 10007

**Re: Masson et al. v. Ecolab Inc., No. 04-cv-04488 (PAC)
Clark et al. v Ecolab Inc., No. 07-cv-8623 (PAC)**

Dear Judge Crotty:

This letter is sent on behalf of counsel for plaintiffs in the above-referenced matters as well as counsel for Ecolab Inc.

We are pleased to inform the Court that on October 5, 2009 we entered into a Joint Stipulation of Settlement and Release to resolve the above-referenced matters, as well as resolve the Second Circuit appeal of the *English, et al v Ecolab Inc.* decision, subject to Court approval.

Plaintiffs' counsel is preparing a Motion for Preliminary Approval, which should be filed with the Court during the week of October 26, 2009. Accordingly, we ask that the Court provide us with a date for the Preliminary Approval Motion hearing at the Court's earliest convenience following that last week of October.

Respectfully submitted,


Andrew Voss

AJV/rah

Cc: Justin Swartz (via email)
Michael Sweeney (via email)
Jeffrey Brecher (via email)

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* Application GRANTED. The hearing is set for
11/2/09 at 3:00pm in Courtroom 20-C.

SO ORDERED: 13 OCT 2009


HON. PAUL A. CROTTY
UNITED STATES DISTRICT JUDGE

MEMO ENDORSED

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